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No. 14

FOOD AND CIVIL SUPPLIES SECRETARIAT.

ORDER.

Bangalore, dated the 24th January 1967.

S. O. 207.—In exercise of the powers conferred by Section 3 of the Essential Commodities Act, 1955 (Central Act 10 of 1955) read with No. G. S. R. 906, dated the 9th June, 1966 as subsequently amended in G.S.R. No. 1601, dated 11th October 1966 of the Government of India in the Ministry of Food, Agriculture, Community Development and Co-operation (Department of Food), the Government of Mysore hereby makes the following order, namely :—

1. Title, extent and commencement.—(1) This order may be called the Mysore Foodgrains (Declaration of Stocks) Order, 1967.

(2) It extends to the whole of the State of Mysore.

(3) It shall come into force on the 27th January 1967.

2. Definitions.—In this order, unless the context otherwise requires,—

(*a*) "foodgrains" means any of the varieties of bajra, jowar, local wheat, maize, paddy, rice or ragi;

(*b*) "local wheat" means wheat grown in India;

(*c*) "State Government" means the Government of Mysore;

(*d*) "stock-holder" means every person who has in his possession or control—

(i) forty quintals or more of paddy; or

(ii) twenty-five quintals or more of rice; or

(iii) such quantity of paddy and rice the aggregate quantity of which is equivalent to twenty five quintals of rice or more, one and a half kilogram of paddy being deemed equivalent to one kilogram of rice; or

(iv) twenty-five quintals each or more of bajra, or jowar, or local wheat or maize or ragi.

3. Declaration of Stocks of Foodgrains.—(1) Every stock-holder shall, within two days from the date of commencement of this order, or in the case of a person who becomes a stock-holder on or after the commencement of this order within two days from the date on which he becomes such stock-holder make a declaration in the form set forth in the Schedule to this order, of the quantity of the foodgrains in his possession or control,—

(i) in any area within the limits of the City of Bangalore Municipal Corporation, to the Range Officer of the Department of Food Supplies having jurisdiction over such area;

(ii) in any other area, to the Tahsildar in charge of the Taluk having jurisdiction over such area.

(2) Every stock-holder shall make a further declaration every month on or before the third day of the month of the quantity of foodgrains in his possession or control on the first day of that month, in the manner and to the officer specified in sub-clause (1).

(3) Every declaration under this clause shall be made in duplicate of which one copy shall be authenticated by the Officer to whom it is made and thereafter it shall be returned to the stock-holder who shall retain it as evidence of the declaration made by him.

Explanation.—A declaration under this clause may be submitted to the Range Officer of the Department of Food Supplies or the Tahsildar as the case may be, by the stock-holder by delivery of such declarations in person or by transmission of such declaration by registered post along with necessary postage stamps required for the retransmission of the authenticated copy of the declaration to the stock-holder.

4. **Powers of entry, search, seizure, etc.**—(1) Any Police Officer not below the rank of a Head Constable, or any Officer of the Revenue Department, or the Department of Food Supplies, not below the rank of a Deputy Tahsildar, or any other person authorised in this behalf by the State Government may, with a view to securing compliance with this order, or to satisfying himself that the provisions of this order have been complied with,—

(a) enter into, or search any premises, vehicles, vessels, or other conveyances in which he has reason to believe that a contravention of this order has been, is being, or is about to be committed;

(*b*) seize the stock of foodgrains along with packages, coverings or receptacles in which such foodgrains are found, and the animals, vehicles, vessels or other conveyances used in carrying such foodgrains. in respect of

which the officer has reason to believe that a contravention of this order has been, is being, or is about to be committed.

(2) The provisions of Sections 102 and 103 of the Code of Criminal Procedure, 1898 (5 of 1898) relating to search and seizure shall, so far as may be, apply to searches and seizures under this clause.

5. Order not to apply to certain cases.—Nothing in this order shall apply to the stock of foodgrains in the possession or under the control of—

(i) the State Government or the Central Government;

(ii) the Food Corporation of India;

(iii) any hospital, educational institution or orphanage.